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A Professional Limited Liability Company

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March 6, 2012

Received & Inspected

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FCC Mail Room

Via Fedex

Ms. Marlene Dortch, Secretary
Federal Communications Commission
445 12th Street, N.W.
Washington, DC 20554

RE: Tri-M Communications, Inc. d/b/a TMC, d/b/a Globalinx
System Security and Integrity Plan
ET Docket 04-295

Dear Secretary Dortch:

Attached, pursuant to 47 C.F.R. § 1.20005, please find an original and four (4) copies of the System Security and Integrity Plan of Tri-M Communications, Inc., d/b/a TMC d/b/a Globalinx ("TMC"). Please date-stamp and return the extra copy of this cover letter in the self-addressed envelope provided for that purpose.

TMC seeks confidential treatment for this submission pursuant to Section 0.459 of the Commission's rules 47 C.F.R. § 0.459. The information submitted herein includes a description of policies and procedures for meeting the needs of law enforcement as well as personal employee contact information, and thus should be exempt from disclosure under Sections. 0.457(f) and (g) of the Commission's rules. *Id.* §§ 0.457 (f)-(g). For similar reasons, the Commission has indicated in the past that it would not make information related to CALEA compliance routinely available to the public.¹ Public knowledge of these procedures could interfere with enforcement efforts and public safety, as well as permit an unwarranted invasion of privacy of our employees. TMC has not disclosed the information contained in this submission to the public at large, and will disclose the information only on a limited basis to third parties, and only for the purpose of assisting with lawfully ordered surveillance and information requests. Thus, the Commission should treat this System Security Plan as confidential.

¹ Public Notice, CALEA Section 103 Compliance and Section 107(c) Petitions, CC Docket No. 97-213, FCC 00-154, at ¶ 12 (rel. Apr. 25, 2000).

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If you have any questions regarding this matter, please contact the undersigned.

Sincerely,

A handwritten signature in cursive script that reads "Leon Nowalsky".

Leon Nowalsky 

LLN/rph
Enclosures

cc: David Ward, Senior Legal Advisor, Policy Division, Public Safety and Homeland Security Bureau, FCC.

**TRI-M COMMUNICATIONS, INC.
D/B/A TMC, D/B/A GLOBALINX**

CALEA POLICIES AND PROCEDURES

I) Introduction

Tri-M Communications, Inc. ("TMC") provides both local and interstate, intrastate and international long distance services throughout the United States utilizing the underlying network facilities provided by several carriers including Qwest and Global Crossing. TMC provides services to both end-user customers and wholesale service providers and invoices both its end-users and wholesale customers directly through an in-house billing platform.

II) Interception or access to call-identifying information

1. Interception of communications or access to call-identifying information generated by or through the services provided by TMC can be activated only in accordance with a court order or other lawful authorization and only with the specific approval of the Senior officer (General Counsel or above) or employee designated by TMC as the responsible party for handling such matters ("Designee").
2. Prior to implementing an interception or disclosing call-identifying information, the TMC Designee must receive appropriate legal authorization and appropriate carrier authorization. Appropriate authorization includes, but is not limited to, court orders and subpoenas.
3. Upon receipt of appropriate legal authorization and appropriate carrier authorization, the TMC Designee responsible for compliance will immediately contact the appropriate Federal or State government agency making the request to coordinate implementation of the request.
4. The TMC Designee will monitor the interceptions on a daily basis to make certain that it is installed and working properly and will take responsibility for obtaining the call detail and billing records or such other call-identifying information as may have been requested through the court order, subpoena or other appropriate documentation. If a problem arises that interferes with the intercept or obtaining the call-identifying information, the Designee will immediately contact the appropriate agency informing them of such issue and providing a plan to either correct or work around the problem.

III) Reporting of unlawful activities

1. The TMC Designee shall report to the affected law enforcement agencies as soon as possible after discovery:
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- a. Any act of compromise of a lawful interception of communications or access to call-identifying information to unauthorized persons or entities;
- b. Any act of unlawful electronic surveillance that occurred on its premises.

IV. Maintenance of Records

1. TMC's CALEA Certification Form must be executed by the individual identified in Appendix 1 (or his/her agent) concurrent with allowing access of records/interception of communications by the law enforcement officer.
2. TMC will maintain its records of each interception of communications or access to call-identifying information for a period of three (3) years from the last date requested for the intercept or call-identifying information. The maintenance of the records will include a copy of the appropriate governmental order, copies of the information provided pursuant to such order and the contact information and title of the individual requesting the documentation.

V. Unauthorized use of Surveillance Capabilities

Any employee who knowingly misuses the intercept capabilities intended for lawful surveillances will face disciplinary measures up to and including dismissal.

These Policies and Procedures will remain in effect until notice is provided to the Commission regarding a significant change.

Signed this 5 day of March, 2012.

Name: Samuel L. Gannam, Director
Title: V.P. Business Assurance

APPENDIX 1

Name and office address of TMC Designee appointed as responsible for CALEA certification:

Name: Erik Poswinski
Office Address: 275 Kenneth Drive, Suite 100
 Rochester, NY 14623

Job Title and Function: Manager, Network Operations Center
Contact Phone: 585-478-4770

In the event the primary Designee is unavailable the secondary contact shall be:

Name: Keri Ozturkoglu
Office Address: 275 Kenneth Drive, Suite 100
 Rochester, NY 14623

Job Title and Function: Manager, Customer Care
Contact Phone: 585-321-5716 / mobile 585-709-2776

TRI-M COMMUNICATIONS, INC.

CALEA CERTIFICATION FORM

Telephone Number(s) and/or circuit identification number involved:

Start date and time of interception of communications/access to call-identifying information: _____

Name of law enforcement officer presenting the authorization: _____

Name of person signing appropriate legal authorization: _____

Type of interception of communications or access to call-identifying information (e.g. pen register, trap and trace): _____

Name of the TMC Designee responsible for overseeing interception of communication or access to call-identifying information and acting in accordance with TMC CALEA Policies and Procedures.

Print Name: _____ Signature: _____

The above party certifies, by his/her signature, that the above record is complete and accurate.

505-216-2116